

FILED 30 JAN '23 10:48 USDIC-ORP

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

Portland DIVISION

Christian Daniel Fitz-Henry
(Enter full name of plaintiff)

Plaintiff,

v.

Civil Case No. 3:22-cv-00222-HZ
(to be assigned by Clerk's Office)

COMPLAINT FOR VIOLATION OF CIVIL
RIGHTS (PRISONER COMPLAINT)

Tom Snitily, Seth Wingfield
John Doe Officer(s)

Jury Trial Demanded

☒ Yes

☐ No

(Enter full name of ALL defendant(s))

Defendant(s).

I. PARTIES

List your name, address, and telephone number below, and the same information for each defendant. Make sure that the defendant(s) listed below are identical to those contained in the caption of the complaint. Attach additional sheets of paper if necessary.

Plaintiff

Name: Christian D. Fitz-Henry #828453

Street Address: 11540 NE Inverness DR.

City, State & Zip Code: Portland, OR, 97228

Telephone No.: N/A

Defendant No. 1

Name: Tom Snitily #42016
Street Address: _____
City, State & Zip Code: _____
Telephone No.: _____

Defendant No. 2

Name: Seth Wingfield #55940
Street Address: _____
City, State & Zip Code: _____
Telephone No.: _____

Defendant No. 3

Name: John Doe
Street Address: _____
City, State & Zip Code: _____
Telephone No.: _____

Defendant No. 4

Name: John Doe
Street Address: _____
City, State & Zip Code: _____
Telephone No.: _____

II. BASIS FOR JURISDICTION

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. You are bringing suit against (*check all that apply*):

- ☐ Federal officials (a *Bivens* claim)
- ☒ State or local officials (a § 1983 claim)

B. What federal constitutional, statutory, or treaty right(s) is/are at issue?

Civil Rights.

III. STATEMENT OF CLAIMS

Claim I

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

On the evening of 11/23/2021 I was arrested by several members of the Portland Police Bureau and their "SERT" team. While taking me into custody (while in full compliance with directives given) I was forced to lie face down, spread eagle then told to get up on my hands & knees & crawl to the "Sgt", I complied, once I got to the Sgt's feet he shouted stop resisting, & several officers began to kneel on my body, neck, & head. I was hit several times, knelt in my side causing ribs to break, & me to urinate, & have my neck knelt on while my face was rubbed physically over the concrete, while the officers were insulting me & saying "that's why you don't fuck with Portland P.D. Punk"

Claim II

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

Claim III

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

(If you have additional claims, describe them on another piece of paper, using the same outline.)

IV. EXHAUSTION OF ADMINISTRATIVE REMEDIES

I have filed for administrative relief as to all claims in Section III and have concluded all administrative appeals available to me.

☒ Yes

☐ No

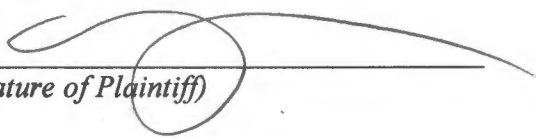
V. RELIEF

State briefly exactly what you want the court to do for you and the amount, if any, of monetary compensation you are seeking. Make no legal arguments. Cite no cases or statutes.

I'm seeking 4.5 million Dollars in physical, mental, & emotional damages, & an investigation into the legality of my arrest, based off officer's actions that night.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 26th day of January, 2023.


(Signature of Plaintiff)

Christian D. Fitz-Hugh
1540 NE Inverness DR.
Portland, OR, 97220

PORTLAND OR 972

27 JAN 2023 PM 6 L



United States District Court
1000 S.W. Third Avenue
Portland, OR, 97204-2902

97204-293790

